

Robert W. Quinn, Jr. Federal Government Affairs Vice President Suite 1000 1120 20th Street NW Washington DC 20036 202 457 3851 FAX 202 457 2545

June 14, 2002

Electronic Filing
Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12<sup>th</sup> Street, SW, Room TWB-204
Washington, DC 20554

Re:

<u>Application by Verizon-New Jersey Inc. for Authorization to Provide In-Region,</u> InterLATA Services in the State of New Jersey, Docket 02-67

Dear Ms. Dortch:

Attached please find a supplemental affidavit in further support for the Emergency Motion filed yesterday by AT&T in the aforementioned docket. The affidavit was given by an AT&T employee residing in Hillsborough, New Jersey who received a direct telemarketing call on Wednesday June 12, 2002 from a person selling, on behalf of Verizon, a telecommunications bundle of services including local and "long distance service." This evidence further underscores the need-for-the Commission to reject Verizon's Section 271 application until the Commission conducts a full scale investigation into the extent of Verizon's unauthorized marketing efforts in violation of Section 271 of the Telecommunications Act.

One electronic copy of this Notice is being submitted to the Secretary of the FCC in accordance with Section 1.1206 of the Commission's rules.

Sincerely, Robert W. Zeum

cc:

Dorothy Attwood, Kyle Dixon

Bryan Tramont Sam Feder

Jordan Goldstein Alexis Johns

## Declaration and Affidavit of Dilshad Khawaja, Ph.D.

- I, Dilshad Khawaja, Ph.D., being duly sworn according to law, depose and say that:
- 1. I am a resident of New Jersey. My home is located at 90 Perrine Pike, Hillsborough, New Jersey 08874. My telephone number at that location is 908-371-0074. My occupation is Financial Director, CFO Business Planning, for AT&T Corp.
- 2. The matters stated in this Affidavit are of my own personal knowledge and, if called upon to do so, I could and would competently testify to each of them.
- 3. On Wednesday, June 12, 2002, I received a telemarketing call during the middle of the day at my home in New Jersey on my home telephono. The caller was a female who said she was calling on behalf of Verizon. She said that she was calling to sign me up for a "bundle of services from Verizon." She specifically said that the service bundle "included local telephone and long distance service."
- 4. I declined to sign up for Verizon long distance service or other elements of the offered service bundle and the call ended.
- 5. In my position at AT&T, I was generally aware that Verizon did not have authority to offer long distance service in New Jersey and specifically noted to myself that the Verizon marketer had offered to sign me up for "long distance service". I assumed that, if Verizon were making such an offer, they must have just received such authority.
- 6. Early on June 14, 2002, I saw press reports which noted that Verizon had acknowledged sending direct mail and bill inserts that marketed long distance service in New Jersey before it received permission to offer long distance. In light of the call that I had received from Verizon, I was surprised that

there was no mention of Verizon doing long distance telemarketing in New Jersey and I contacted appropriate people within AT&T to tell them about the Verizon long distance telemarketing call that I had received.

I declare under penalty of perjury pursuant to the laws of the United States of America that the foregoing is true and correct. Executed in Basking Ridge, New Jersey on June 14, 2002.

Dilshad Khawaja, Ph.D.

Sworn to and subscribed to before me this / Yany of June 2002

A Notary Public of the State of New Jersey

KATHRYN M. LENNON

, Notary Public of New Jersey

My Commission Expires March 21, 20035